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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/047,191	11/07/2001	Daniel A. Henderson	3052/117	4206

7590 10/18/2006
Robert K. Tendler
Law Offices of Robert K. Tendler
65 Atlantic Ave
Boston, MA 02110

EXAMINER

ANWAH, OLISA

ART UNIT	PAPER NUMBER
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2614

DATE MAILED: 10/18/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

10/047,191

Applicant(s)

HENDERSON, DANIEL A.

Examiner

Olisa Anwah

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 10 July 2006.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-40 is/are pending in the application.
- 4a) Of the above claim(s) 1-29 is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 30-40 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
- ☐ Certified copies of the priority documents have been received.
 - ☐ Certified copies of the priority documents have been received in Application No. _____.
 - ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|---|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08)
Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____ |

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DETAILED ACTION

Claim Rejections - 35 USC § 102

1. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless -

(e) the invention was described in-

(1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effect under this subsection of a national application published under section 122(b) only if the international application designating the United States was published under Article 21(2)(a) of such treaty in the English language; or

(2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that a patent shall not be deemed filed in the United States for the purposes of this subsection based on the filing of an international application filed under the treaty defined in section 351(a).

2. Claims 30-40 are rejected under 35 U.S.C. § 102(e) as being anticipated by Richardson et al, U.S. Patent No. 5,459,458 (hereinafter Richardson).

Regarding claim 30, Richardson discloses a method for displaying messages on a display of a personal communication device having paging functions, comprising the steps of:

storing in a memory of the personal communication device a contact database having a plurality of entries, each entry comprised of at least one telephone number and one name corresponding to at least one telephone number;

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receiving data in a paging message, said receiving data including at least one a telephone number or name;

comparing said received data in the paging message with the contact database, to determine if the telephone number or name received in the paging message matches a telephone number or name in any of the contact database entries;

displaying contact database data on the display of the personal communication device that corresponds to the received data in the paging message; and

displaying on the display of the personal communication device a message prompting the user to enter additional data corresponding to the received data in the paging message, if the received data in the paging message does not match any telephone number or name in the contact database (see Figure 5).

Regarding claim 31, see Figure 5.

Regarding claim 32, see Figure 5.

Regarding claim 33, Richardson discloses a portable communication device comprising:

means for receiving a radio frequency paging signal;

means for extracting a paging message from the radio frequency paging signal, the paging message including a telephone number of the sending party;

means for storing a personal name directory comprising a plurality of entries, each entry comprising at least one telephone number and at least one message associated with said telephone number;

means for searching the personal name directory to determine a match between the telephone number in the received paging message and a telephone number in any of the entries of the personal name directory; and

displaying the message of the personal name directory entry corresponding to the telephone number in the received paging message, wherein the means for displaying further displays a message prompting a user to create an entry for the telephone number received in the paging message if the telephone number received in the paging message does not match a telephone number in the personal name directory (see Figure 5).

Regarding claim 34, see Figure 5.

Regarding claim 35, see Figure 4.

Regarding claim 36, see Figure 5.

Regarding claim 37, see Figure 4.

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Regarding claim 38, Richardson discloses a selective call receiver comprising:

means for receiving a radio frequency paging signal;

means for extracting a paging message from the radio frequency paging signal, the paging message including a telephone number of the party who sent the paging message;

display means for displaying a message; the improvement comprising:

means for storing a personal name directory comprising a plurality of entries, each entry comprising at least one telephone number and at least one message associated with the at least one telephone number;

means for searching the personal name directory to determine a match between the telephone number in the received paging message and a telephone number in any of the entries of the personal name directory for displaying on the display means a message of the personal name directory entry corresponding to the telephone number in the received paging message or displaying a default message indicating that the telephone number in the received paging message is not in the personal name directory entries and further displaying a message

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prompting a user to create an entry for the telephone number received in the paging message (see Figure 5).

Regarding claim 39, see Figure 4.

Regarding claim 40, see Figure 5.

Conclusion

3. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Olisa Anwah whose telephone number is 571-272-7533. The examiner can normally be reached on Monday to Friday from 8.30 AM to 6 PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Fan Tsang can be reached on 571-272-7547. The fax phone numbers for the organization where this application or proceeding is assigned are 571-273-8300 for regular communications and 571-273-8300 for After Final communications.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is 571-272-2600.

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O.A

Olisa Anwah

Patent Examiner

October 12, 2006

Olisa Anwah